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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, NOVEMBER 18, 1999

APPLICATION OF

CAT COMMUNICATIONS  
INTERNATIONAL, INC.

CASE NO. PUC990115

For a certificate of public  
convenience and necessity  
to provide local exchange  
telecommunications services

ORDER GRANTING EXTENSION OF PROCEDURAL SCHEDULE

On November 17, 1999, CAT Communications International, Inc. (hereinafter "CAT" or "Applicant"), filed a Motion for Change in Procedural Dates, requesting an extension of certain dates set in the State Corporation Commission's (hereinafter "Commission's") Order of October 1, 1999. Specifically, CAT requests an extension of (i) the date by which CAT must cause publication of notice of its application in newspapers having general circulation throughout its proposed service territory; (ii) the date by which CAT must notify all certificated local exchange telephone carriers in Virginia of its application; (iii) the date by which the public must file its written comments, Notice of Protest, Protest, and direct testimony and exhibits; (iv) the date by which the Staff of the Commission (hereinafter "Staff") must file its report, direct testimony and exhibits; and (v) the date by which CAT must file its rebuttal testimony and exhibits.<sup>1</sup>

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<sup>1</sup> The Company states that it notified local exchange telephone carriers certificated in Virginia as of June 21, 1999, that it had filed its

CAT states that the extension of the procedural schedule is necessary because, through an oversight, it did not cause advertisements of its application to be published in newspapers having general circulation throughout its proposed service territory, nor did it provide notice to local exchange telephone carriers certificated in Virginia since June 21, 1999. CAT notes that no parties will be prejudiced by such an extension of the procedural schedule, nor does Staff oppose such an extension, and that the hearing date for this matter shall remain December 15, 1999, at 10:00 a.m.

NOW THE COMMISSION, having considered the matter, is of the opinion that CAT's request is reasonable and should be granted. Accordingly,

IT IS ORDERED THAT:

(1) CAT's request for an extension of the procedural schedule in this case be, and hereby is, granted.

(2) On or before November 22, 1999, Applicant shall complete publication of the following notice, which may be published on one (1) occasion as classified advertising, in newspapers having general circulation throughout the Applicant's proposed service territory:

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application, and that it notified all certificated Virginia local exchange telephone carriers of its application on November 16, 1999.

NOTICE TO THE PUBLIC OF AN APPLICATION  
BY CAT COMMUNICATIONS INTERNATIONAL, INC.,  
FOR A CERTIFICATE OF PUBLIC CONVENIENCE  
AND NECESSITY TO PROVIDE LOCAL EXCHANGE  
TELECOMMUNICATIONS SERVICES THROUGHOUT  
THE COMMONWEALTH OF VIRGINIA  
CASE NO. PUC990115

On September 14, 1999, CAT Communications International, Inc. ("CAT" or "Applicant"), completed an application for a certificate of public convenience and necessity ("certificate") requesting authority to provide local exchange telecommunications services throughout the Commonwealth of Virginia.

In its application, CAT states that it is a non-facilities based reseller that proposes to provide prepaid local exchange telephone service throughout Virginia

In order to provide this prepaid service, CAT requests a waiver of Rule C 5 and certain provisions of Rule C 1 of the Commission's Rules Governing the Offering of Competitive Local Exchange Telephone Service ("Local Rules") requiring a new entrant, either directly or through arrangements with others, to provide access to directory assistance, access to operator services, equal access to intraLATA long distance carriers and access to intraLATA service to all local exchange customers. The Applicant further requests a waiver of Rule D 3 of the Local Rules, 20 VAC 5-400-180, limiting the proposed rate for service provided by the new entrant not to exceed the highest of the comparable tariffed services provided by the incumbent local exchange telephone company or companies in the same local serving areas.

A public hearing on CAT's application will be convened on December 15, 1999, at 10:00 a.m. in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia, to hear evidence relevant to its application for a certificate to provide local exchange services.

Copies of the application are available for public inspection between the hours of 8:15 a.m. and 5:00 p.m. in the Commission's Document Control Center located on the first floor of the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, or can be ordered from CAT's counsel, Monica R. Borne, Nowalsky, Bronston & Gothard, 3500 North Causeway Boulevard, Suite 1442, Metairie, Louisiana 70002.

Any person desiring to comment in writing on CAT's application may do so by directing such comments on or before December 6, 1999, to the Clerk of the Commission, at the address listed below. Written comments must refer to Case No. PUC990115.

Any person desiring to make a statement at the public hearing concerning CAT's application need only appear in the Commission's second floor courtroom at 9:45 a.m. on the day of the hearing and identify himself or herself as a public witness to the Commission's Bailiff.

Any person who expects to submit evidence, cross-examine witnesses, or otherwise participate in the proceedings as a Protestant, pursuant to Rule 4:6 of the Commission's Rules of Practice and Procedure, should promptly obtain a copy of the Order for Notice and Hearing from the Clerk of the Commission for full details of the procedural schedule and instructions on participation.

Individuals with disabilities who require an accommodation to participate in the hearing should contact the Commission at least seven (7) days before the scheduled hearing date at 1-800-552-7945 (voice) or 1-804-371-9206 (TDD).

All written communications to the Commission concerning CAT's application should be directed to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond,

Virginia 23218, and should refer to Case No. PUC990115.

CAT COMMUNICATIONS INTERNATIONAL, INC.

(3) On or before November 22, 1999, Applicant shall give notice of its application to each local exchange telephone carrier certificated in Virginia by personal delivery or by first-class mail, postage prepaid, to the customary place of business or residence of the person served. A current list of those carriers and their addresses was attached to the Commission's October 1, 1999, Order in this matter as Appendix A.

(4) Any person desiring to comment in writing on CAT's application may do so by directing such comments on or before December 6, 1999, to the Clerk of the Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. Comments must refer to Case No. PUC990115. Any person desiring to make a statement at the public hearing concerning the application need only appear in the Commission's second floor courtroom at 9:45 a.m. on the day of the hearing and identify himself or herself to the Bailiff as a public witness.

(5) On or before December 3, 1999, any person desiring to participate as a Protestant as defined in Rule 4:6 of the Commission's Rules of Practice and Procedure ("Rules") shall file an original and fifteen (15) copies of a Notice of Protest as provided in Rule 5:16(a) and shall serve a copy of the same on CAT's counsel, Monica R. Borne, Nowalsky, Bronston & Gothard, 3500 North Causeway Boulevard, Suite 1442, Metairie, Louisiana 70002.

(6) Any person who expects to submit evidence, cross-examine witnesses, or otherwise participate in the proceeding as a Protestant pursuant to Rule 4:6 shall file on or before December 6, 1999, an original and fifteen (15) copies of its Protest with the Clerk of the Commission at the address listed above, referring to Case No. PUC990115, and shall on the same day mail a copy thereof to CAT's counsel, Monica R. Borne, Nowalsky, Bronston & Gothard, 3500 North Causeway Boulevard, Suite 1442, Metairie, Louisiana 70002, and to any other Protestants. The Protest shall set forth (i) a precise statement of the interest of the Protestant in the proceeding; (ii) a full and clear statement of the facts which the Protestant is prepared to prove by competent evidence; and (iii) a statement of the specific relief sought and the legal basis therefor. Any corporate entity that wishes to submit evidence, cross-examine witnesses, or otherwise participate as a Protestant must be represented by legal counsel in accordance with the requirement of Rule 4:8 of the Commission's Rules.

(7) On or before December 6, 1999, each Protestant shall file with the Clerk of the Commission an original and fifteen (15) copies of the prepared testimony and exhibits the Protestant intends to present at the hearing, and shall on the same day mail a copy of the same to counsel for CAT and other Protestants. Service upon counsel for CAT shall be made at the address set forth above.

(8) The Commission Staff shall analyze the reasonableness of CAT's application and present its findings in a Staff Report to be filed on or before December 9, 1999.

(9) On or before December 9, 1999, if necessary, the Commission Staff may file with the Clerk of the Commission an original and fifteen (15) copies of any prepared testimony and exhibits it intends to present at the public hearing. A copy of the Staff direct testimony shall be mailed to the counsel for the Applicant and to each Protestant.

(10) On or before December 13, 1999, the Applicant shall file with the Clerk of the Commission an original and fifteen (15) copies of any testimony it expects to introduce in rebuttal to any direct prefiled testimony of Staff and Protestants. A copy of the rebuttal testimony shall be mailed to Staff and each Protestant by overnight delivery.